

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE	)	
KELLOGG COMPANY, GENERAL	)	
MILLS, INC., and NESTLÉ USA, INC.,	)	
	)	
Plaintiffs,	)	No. 1:11-cv-08808
	)	
v.	)	Judge Charles R. Norgle
	)	
UNITED EGG PRODUCERS, INC.,	)	
UNITED STATES EGG MARKETERS,	)	
INC., CAL-MAINE FOODS, INC.,	)	
MICHAEL FOODS INC., and ROSE ACRE	)	
FARMS, INC.	)	
	)	
Defendants.	)	

**JOINT MOTION TO AMEND PRETRIAL SCHEDULE AND SET TRIAL DATES**

Pursuant to the Court’s order entered March 29, 2022 (ECF No. 134), the Parties conferred with respect to trial dates, conflicts, and time needed for new counsel to prepare for trial. After consulting the Court’s trial calendar, the parties jointly propose a trial start date of October 24, 2022. The parties expect the trial to last approximately five weeks.

The parties also conferred with respect to a pretrial schedule based upon an anticipated October 24, 2022 trial commencement, to include a schedule for briefing and argument on motions *in limine* and plaintiffs’ intended *Santiago* proffer. The parties hereby jointly propose the below amended pretrial schedule:

<b>Pretrial Order Scheduling</b>	
Parties exchange proposed witness and exhibit lists, as well as deposition designations	July 22, 2022 (approx. 95 days before trial)
Parties exchange objections to witness and exhibit lists, and objections to deposition designations	Aug. 5, 2022 (approx. 80 days before trial)
Parties exchange counter-designations	Aug. 5, 2022 (approx. 80 days before trial)
Parties exchange objections to counter-designations	Aug. 16, 2022 (approx. 70 days before trial)
Parties exchange drafts of pretrial order	Sep. 14, 2022 (approx. 40 days before trial)
Parties exchange proposed jury instructions, verdict form, and proposed statement of the case	Sep. 14, 2022 (approx. 40 days before trial)
Parties file pretrial order and proposed jury instructions	Sept. 28, 2022 (approx. 25 days before trial)
<b>Motions <i>in Limine</i> Scheduling</b>	
Plaintiffs file <i>Santiago</i> proffer; Parties file motions <i>in limine</i>	Aug. 26, 2022 (approx. 60 days before trial)
Parties file responses to <i>Santiago</i> proffer and motions <i>in limine</i>	Sep. 16, 2022 (approx. 40 days before trial)
Oral argument on pretrial order	Sep. 29, 2022 (25 days before trial)

Although the parties recognize that the Court's March 29, 2022 order asked for the Final Pretrial Order to be filed no later than 90 days from its entry of that order, the parties respectfully believe that it will benefit the parties and the Court to have the pretrial schedule set as requested above, given a stipulated October 24, 2022 proposed trial date. Accordingly, the parties hereby request the Court set an October 24, 2022 trial commencement date and amend the pretrial order deadline as set forth above.

April 21, 2022

Respectfully submitted,

***Counsel for Plaintiffs Kraft Foods Global, Inc., General Mills, Inc., Nestlè USA, Inc. and The Kellogg Company***

/s/ Brandon D. Fox

James T. Malysiak  
Terrence J. Truax  
Joel T. Pelz  
Angela M. Allen  
JENNER & BLOCK LLP  
353 N. Clark Street  
Chicago, IL 60654-3456  
Tel: (312) 222-9350  
Fax: (312) 527-0484  
jmalysiak@jenner.com  
ttruax@jenner.com  
jpelz@jenner.com  
aallen@jenner.com

Brandon D. Fox  
Amy M. Gallegos (*admitted pro hac vice*)  
JENNER & BLOCK LLP  
515 South Flower  
Suite 3300  
Los Angeles, CA 90071  
Tel: (213) 239-5100  
Fax: (213) 239-5199  
bfox@jenner.com  
agallegos@jenner.com

***Counsel for Defendant Rose Acre Farms, Inc.***

/s/ Jay L. Levine

Donald M. Barnes  
Jay L. Levine  
Porter, Wright, Morris & Arthur LLP  
2020 K Street, N.W., Suite 600

Washington, D.C. 20006-1110  
Tel: (202) 778-3000  
Email: dbarnes@porterwright.com  
JLevine@porterwright.com

Jason S. Dubner  
Porter, Wright, Morris & Arthur LLP  
321 North Clark Street  
Suite 400  
Chicago, IL 60654  
Tel: (312) 756-8466  
Email: JDubner@porterwright.com

James King  
Porter, Wright, Morris & Arthur LLP  
41 South High Street  
Suite 2900  
Columbus, OH 43215  
Tel: (614) 227-2000  
Email: jking@porterwright.com

***Counsel for Defendants United Egg Producers, Inc., and United States Egg Marketers, Inc.***

/s/ Robin P. Sumner

Robin P. Sumner  
Whitney R. Redding  
Troutman Pepper Hamilton Sanders LLP  
3000 Two Logan Square  
18th and Arch Streets  
Philadelphia, PA 19103-2799  
Tel: (215) 981-4000  
Email: robin.sumner@troutman.com  
whitney.redding@troutman.com

Robert E. Browne, Jr.  
Troutman Sanders LLP  
227 West Monroe Street  
Suite 3900  
Chicago, IL 60606  
Tel: (312) 759-1923  
Email: robert.browne@troutman.com

***Counsel for Defendant Michael Foods, Inc.***

/s/ Carrie C. Mahan

Carrie C. Mahan  
Weil, Gotshal & Manges LLP  
2001 M Street, N.W.  
Washington, D.C. 20036  
Tel: (202) 682-7231  
Email: carrie.mahan@weil.com

Stephen J. Siegel  
Elizabeth C. Wolicki  
Novack and Macey LLP  
100 N Riverside Plaza  
Chicago, IL 60606  
Tel: (312) 419-6900  
Fax: (312) 419-6928  
Email: ssiegel@novackmacey.com  
ewolicki@novackmacey.com

***Counsel for Defendant Cal-Maine  
Foods, Inc.***

/s/ Patrick M. Collins

Brian E. Robison  
Brown Fox, PLLC  
6303 Cowboys Way  
Suite 450  
Frisco, TX 75034  
Tel: (972) 707-1809  
Email: brian@brownfoxlaw.com

Livia McCammon Kiser  
Patrick M. Collins  
Patrick M. Otlewski  
Abigail Hoverman Terry  
Zachary T. Fardon  
King & Spalding LLP  
110 North Wacker Drive  
Suite 3800  
Chicago, IL 60606  
Tel: (312) 764-6911  
Email: lkiser@kslaw.com  
pcollins@kslaw.com  
potlewski@kslaw.com  
ahoverman@kslaw.com  
zfardon@kslaw.com

Andrew J. Chinsky  
King & Spalding LLP  
1180 Peachtree Street, NE  
Suite 1600  
Atlanta, GA 30309  
Tel: (404) 572-2812  
Email: achinsky@kslaw.com